

FROM ROGITZ 619 338 8078

(TUE) NOV 9 2004 8:55/ST. 8:53/No. 6833031280 P 1

RECEIVED
CENTRAL FAX CENTER
NOV 09 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Applicant: Walker) Art Unit: 3763
Serial No.: 09/939,239) Examiner: Desanto
Filed: August 24, 2001) 001/017 (1-3) USA
) November 8, 2004
) 750 B STREET, Suite 3120
) San Diego, CA 92101
)

NOTICE OF APPEAL

Commissioner of Patents and Trademarks
Washington, DC 20231

Dear Sir:

The rejections in the Office Action dated October 20, 2004 are hereby appealed. The Commissioner is authorized to charge deposit account 501167 \$340 total for the Notice of Appeal and Appeal Brief fees.

Respectfully submitted,


John L. Rogitz
Registration No. 33,549
Attorney of Record
750 B Street, Suite 3120
San Diego, CA 92101
Telephone: (619) 338-8075

JLR:jg

1156-017.NAP